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Atty. Dkt. No. 065691-0423

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Philippe MSIKA et al.

Title: COSMETIC USE OF A COMPOSITION CONTAINING AT LEAST ONE OXAZOLINE, SERVING AS AN ACTIVE SUBSTANCE, AS A SLIMMING PRODUCT AND/OR FOR PREVENTING AND/OR TREATING CELLULITE

Appl. No.: 10/561,173

Filing Date: 12/16/2005

Examiner: Unassigned

Art Unit: 1645

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.



TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

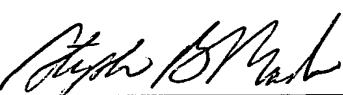
RELEVANCE OF EACH DOCUMENT

Any document listed on the attached PTO/SB/08 was cited as being relevant during the prosecution of the corresponding International and/or French application. English abstracts are provided for each foreign-language document. The absence of a full English translation or an English-language counterpart document does not relieve the PTO from its duty to consider any submitted document (37 CFR §1.98 and MPEP§609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

By 

Date May 2, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5569
Facsimile: (202) 672-5399

Stephen B. Maebius
Attorney for Applicant
Registration No. 35,264

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Substitute for form 1449B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Date Submitted: May 2, 2006

(use as many sheets as necessary)

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Complete if Known

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| Application Number | 10/561173 |
| Filing Date | 12/16/2005 |
| First Named Inventor | Philippe MSIKA |
| Group Art Unit | 1645 |
| Examiner Name | Unassigned |
| Attorney Docket Number | 065691-0423 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|----------------------|-----------------------------------|---|--|---|
| | | Number | Kind Code ² (if known) | | | |
| B1 | 4,867,249 | A | | Rajadhyaksha | 10/24/1989 | |
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U.S. PATENT APPLICATION DOCUMENTS

| Examiner Initials* | Cite No. ¹ | U.S. Patent Application Document | | Name of Patentee or Applicant of Cited Document | Filing Date of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|----------------------------------|-----------------------------------|---|--|---|
| | | Serial Number | Kind Code ² (if known) | | | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Documents | Date of Publ. of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|-------------------------|---------------------|-----------------------------------|--|--|---|----------------|
| | | Office ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| B2 | FR | 2792202 | A1 | Laboratoires Pharmascience | 10/20/2000 | | A | |
| B3 | FR | 2834216 | A1 | Laboratoires Pharmascience | 07/04/2003 | | A | |
| B4 | FR | 2841470 | A1 | Laboratoires Pharmascience | 01/02/2004 | | A | |
| B5 | WO | 00/19974 | A1 | Laboratoires Pharmascience | 04/13/2000 | | A | |

NON PATENT LITERATURE DOCUMENTS

| | | | | | | | | |
|--------------------|-----------------------|--|--|--|--|--|--|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | | | T ⁶ |
| | B6 | BLIGH et al., "A rapid method of total lipid extraction and purification," Canadian Journal of Biochemistry and Physiology, The National Research Council of Canada, August 1959, vol. 37, no. 8, pp. 911-917. | | | | | | |
| | B7 | LUSSKIN et al., "A New Reaction of Nitriles. V. Preparation of N-(2-Halo-1-ethyl)-amides," J. Amer. Chem. Soc., 1950, vol. 72, pp. 5577-5578. | | | | | | |
| | B8 | Patent Abstracts of Japan, vol. 2003, no. 3, May 5, 2003 (Abstract of JP 2002-338555, November 27, 2002), one page. | | | | | | |
| | B9 | Patent Abstracts of Japan, Vol. 1998, no. 5, April 30, 1998 (Abstract of JP 10-017565, January 20, 1998), one page. | | | | | | |

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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